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10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;
16 OTTOMOTTO LLC; OTTO TRUCKING
LLC,

17 Defendants.

CASE NO. 3:17-cv-00939-WHA

**DECLARATION OF PATRICK
SCHMIDT IN SUPPORT OF PLAINTIFF
WAYMO LLC'S ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
PORTIONS OF ITS MEMORANDUM
REGARDING ADVERSE INFERENCES
TO BE DRAWN FROM ANTHONY
LEVANDOWSKI'S ASSERTION OF THE
FIFTH AMENDMENT**

1 I, Patrick Schmidt, declare as follows:

2 1. I am an attorney licensed to practice in the State of California and am admitted to
3 practice before this Court. I am an associate at the law firm Quinn Emanuel Urquhart & Sullivan,
4 LLP, counsel for the Plaintiff Waymo LLC (“Waymo”). I have personal knowledge of the matters set
5 forth in this Declaration, and if called as a witness I would testify competently to those matters.

6 2. I make this declaration in support of Waymo’s Administrative Motion to File Under
7 Seal portions of its July 7 Memorandum Regarding Adverse Inferences to be Drawn from Anthony
8 Levandowski’s Assertion of the Fifth Amendment (the “Memorandum”), filed concurrently herewith
9 (the “Administrative Motion”). The Administrative Motion seeks an order sealing the following
10 materials:

11 Document	Portions to Be Filed Under Seal	Designating Party
12 Memorandum	Highlighted Portions	Defendants

13
14 3. The highlighted portions of Waymo’s Memorandum contains references to information
15 that Defendants have designated as confidential and/or highly confidential.

16 4. Waymo expects Defendants to file one or more declarations in accordance with the
17 Local Rules.

18 I declare under penalty of perjury under the laws of the State of California and the United
19 States of America that the foregoing is true and correct, and that this declaration was executed in Los
20 Angeles, California, on July 7, 2017

21 By /s/ Patrick Schmidt
22 Patrick Schmidt
23 Attorney for WAYMO LLC

24 **SIGNATURE ATTESTATION**

25 Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the
26 filing of this document has been obtained from Patrick Schmidt.

27 /s/ Charles K. Verhoeven
28 Charles K. Verhoeven